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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

8 B.F. and A.A., minors, by and through their
guardian Joey Fields, et al.

9 Plaintiffs,

10 v.

11 AMAZON.COM, INC., a Delaware
12 corporation, and A2Z DEVELOPMENT
CENTER, INC., a Delaware corporation,

13 Defendants.
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Case No. C19-910 RAJ-MLP

ORDER

15 Plaintiffs, minor children, initiated this action involving wiretapping claims through their
16 respective parents as legal guardians, alleging that Amazon's Alexa service on devices in their
17 homes recorded their confidential communications. Defendants moved to compel arbitration and
18 dismiss this action. (Dkt. # 55.) On October 21, 2019, the Undersigned issued a Report and
19 Recommendation recommending Defendants' motion be denied. (Dkt. # 78.) On April 9, 2020,
20 the Honorable Richard A. Jones adopted the Report and Recommendation. (Dkt. # 137.)
21 Defendants appealed the order and moved for a stay pending appeal. (Dkt. ## 142, 143.) The
22 Court granted the motion to stay and directed the parties to promptly notify the Court when the
23 appeal concluded and the result of the appeal. (Dkt. # 153.) On April 23, 2021, the Ninth Circuit

1 issued a memorandum affirming the Court's denial of Defendants' motion to compel arbitration.
2 (Dkt. # 156.)

3 Plaintiffs have filed a motion to lift the stay. (Dkt. # 157.) They request the Court resolve
4 all pending motions, including Defendants' motion to dismiss and Plaintiffs' motion to compel
5 discovery responses. Defendants filed a non-opposition to Plaintiffs' motion and request the
6 Court schedule a status and scheduling conference to address discovery and class-certification.
7 (Dkt. # 161.) Based on the Ninth Circuit's ruling, and the issuance of the mandate (dkt. # 162),
8 the Court hereby lifts the stay and schedules a status conference for May 28, 2021.

9 The Clerk is directed to send copies of this order to the parties and to the Honorable
10 Richard A. Jones.

11 Dated this 20th day of May, 2021.

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14 MICHELLE L. PETERSON
15 United States Magistrate Judge
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